UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

VENETIA KAPERNEKAS,

Plaintiff,

08 Civ. 4046(JSR) -v-

<u>ORDER</u>

UDO FRITZ-HERMANN BRANDHORST,

Defendant.

JED S. RAKOFF, U.S.D.J.

For the reasons stated from the bench, see transcript 7/10/08, the defendant's motion to dismiss the complaint is hereby denied.

SO ORDERED.

Dated: New York, New York

July 10, 2008

USDC SDNY DOCUMENT ELECTRONICALLY FILED